

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

**LABORERS' PENSION FUND and )  
LABORERS' WELFARE FUND OF THE )  
HEALTH AND WELFARE DEPARTMENT )  
OF THE CONSTRUCTION AND GENERAL )  
LABORERS' DISTRICT COUNCIL OF )  
CHICAGO AND VICINITY, and JAMES S. )  
JORGENSEN, Administrator of the Funds, )**

**Plaintiffs,**

**v.**

**AYALA BROS. CONSTRUCTION CO., INC., )  
an Illinois corporation, )**

**Defendant. )**

**Case No. 08 C 1559**

**Judge Holderman**

**NOTICE OF MOTION**

To: Ayala Bros. Construction Co., Inc.  
3600 S. Albany  
Chicago, IL 60632

Robert G. Markoff  
Baker, Miller, Markoff & Krasny, LLC  
20 N. Wacker Drive, 5<sup>th</sup> Floor  
Chicago, IL 60606

PLEASE TAKE NOTICE that at **9:00 a.m. on Thursday, July 03, 2008**, or as soon thereafter as counsel can be heard, the undersigned will appear before the Honorable Judge James F. Holderman, Room 2541, Dirksen Federal Building, 219 South Dearborn Street, Chicago, Illinois 60604, and present ***Plaintiff's Motion for Turnover***, a copy of which is herewith served upon you.

June 26, 2008

Laborers Pension Fund, et al.

By: /s/ Jerrod Olszewski

Office of Fund Counsel  
111 W. Jackson Blvd., Suite 1415  
Chicago, IL 60604  
(312) 692-1540

**PROOF OF SERVICE BY MAIL**

The undersigned certifies that on this 26<sup>th</sup> day of June 2008 he served this notice to the above addressee(s) via U.S. Mail.

/s/ Jerrod Olszewski